

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,
Plaintiff,

vs.
JOSEPH COPPOLA,

Defendants.

CASE NO: 2:03-cr-00010

STIPULATION TO CONTINUE PRELIMINARY HEARING

(1st Request)

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. The parties require additional time to prepare for the preliminary hearing in this case.
2. Defense Counsel has spoken with Assistant United States Attorney Melanee Smith, and the Government agrees to the continuance.
3. Defendant Joseph Coppola is in custody, and he does not oppose the continuance.
4. The additional time requested herein is not sought for purposes of delay.
5. Denial of this request for a continuance would deny the parties sufficient time to prepare for the preliminary hearing, taking into account the exercise of due diligence.

- 1 6. Additionally, denial of this request for continuance could result in a miscarriage
2 of justice.

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4 **CONCLUSION OF LAW**

5 The ends of justice served by granting said continuance outweigh the best interests of the
6 public and the defense, since the failure to grant said continuance would be likely to result in a
7 miscarriage of justice, would deny the defendant sufficient time and the opportunity within
8 which to be able to effectively and thoroughly prepare for the preliminary hearing, taking into
9 account the exercise of due diligence.

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11 **ORDER**

12 IT IS THEREFORE ORDERED that the Preliminary Hearing scheduled for September
13 6, 2022, at the hour of 2:30 p.m., be vacated and continued to the 21st day of September, 2022,
14 at the hour of 11:00 a.m. in Courtroom 3C.

15 DATED AND DONE this 2nd day of September, 2022.

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18 UNITED STATES MAGISTRATE JUDGE
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